Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment of Acceptance of R.S. 2477 Right-of-Way Grant

THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

This Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment and the affidavits attached hereto as Exhibit A supplement and support the Amended Acknowledgment and Amended Notice of Acknowledgment, previously made under Utah Code Sections 72-5-309 through 310 inclusive, as it pertains to the highway located in Beaver County known as DRY CREEK LOOP; County Road Number: B-180; State Geographic Information Database (SGID) Road Identification Number: RD010070.

This document supplements and supports the information contained in the document first recorded at **Ent** 232957, Bk 409, Beg Pg 423, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on February 14, 2008 at Ent 235769, Bk 418, Beg Pg 386. A legal description is attached hereto as Exhibit B.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 27th day of

By the Governor's Designee

CERTIFICATION

State of Utah : SS

County of Salt Lake

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He

BRUCE BROWN, Recorder BEAVER COUNTY CORPORATION

Fee: Mone iled By: CP

further vouched that, based upon information and belief, the facts alleged therein are true.

5110 State Office Bldg, PO Box 14247 Salt Lake City, Utah 84114 My Commission Expires

April 24, 2012 State of Utah

Notary Public DEBORAH MONTGOMER

Exhibit A

AFFIDAVIT OF ROBERT MERRYWEATHER

DRY CREEK LOOP ROAD

BEAVER COUNTY, UTAH

ROAD NUMBER B-180

State of Utah)	
	: ss.	
County of Beaver)	

ROBERT MERRYWEATHER, being first duly sworn, deposes and states as follows:

- I am an adult competent to testify about the matters set forth below based upon
 my personal knowledge. I currently reside in Milford, Beaver County, Utah. I have lived in
 Beaver County most of my life. I was employed with the Beaver County Road Department from
 approximately 1970 to 2000.
- 2. I have traveled and am familiar with a road in Beaver County known as Dry Creek Loop Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1950, it followed the same route as in 2006 when I last observed it. Attached is a Beaver County map showing Dry Creek Loop Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.
- I am informed that the County also identifies this road according to the road number listed above.
- 4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1950 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by means of pickup trucks and ATVs. Throughout this time period, the road has been used daily.
- Throughout the time period from 1950 to 2006, I have used the road myself for county road maintenance.

- 6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus sightseeing, farming, livestock operations and residential access.
- 7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.
 - 8. Prior to 1976, I performed maintenance and construction activities on the road.

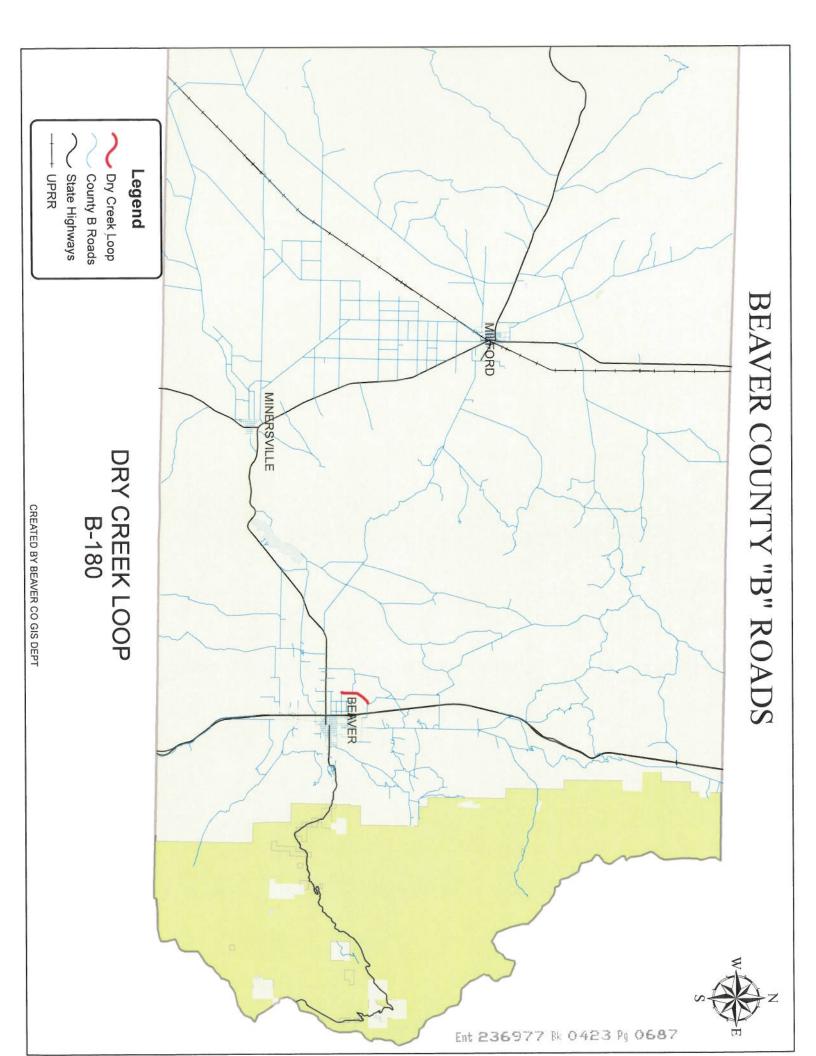
DATED this ____ day of February, 2007.

ROBERT MERRYWEATHER

SUBSCRIBED AND SWORN to before me this _____ day of February, 2007.

Notary Public
GLORIA SCHRADER
5110 State Office Bidg.
Salt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

NOTARY PUBLIC



AFFIDAVIT OF GILBERT T. YARDLEY

DRY CREEK LOOP ROAD

BEAVER COUNTY, UTAH

ROAD NUMBER B-180

State of Utah)	
	: ss	
County of Beaver)	

GILBERT T. YARDLEY, being first duly sworn, deposes and states as follows:

- I am an adult competent to testify about the matters set forth below based upon
 my personal knowledge. I currently reside in Beaver, Beaver County, Utah. I have lived in
 Beaver County most of my life.
- 2. I have traveled and am familiar with a road in Beaver County known as Dry
 Creek Loop Road. I am also familiar with the land the road traverses. When I first used and
 observed the road in 1940, it followed the same route as in 2006 when I last observed it.

 Attached is a Beaver County map showing Dry Creek Loop Road. To the best of my knowledge
 and based upon my use of and familiarity with this road and the land it traverses, the location and
 route of the road are correctly illustrated on the attached map.
- I am informed that the County also identifies this road according to the road number listed above.
- 4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1940 and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by means of pickup trucks and cars. Throughout the time period from 1940 to 2006 the road was used daily.
- Throughout the time period from 1940 to 2004, I have used the road myself for livestock operations.
 - 6. Throughout the time period described in the previous paragraph, I have observed

other vehicles from the general public using the road at various times for the uses described in the previous paragraph plus access to landfill, hunting, wood gathering, recreation and travel in and through the area.

- 7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.
 - 8. Prior to 1976, I observed the graded surface of the road.

DATED this 31 day of January, 2007.

GILBERT T. YARDLEY

SUBSCRIBED AND SWORN to before me this 31th day of January, 2007.

Notary Public
GLORIA SCHRADER
5110 State Office Bidg.
Salt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

NOTARY PUBLIC

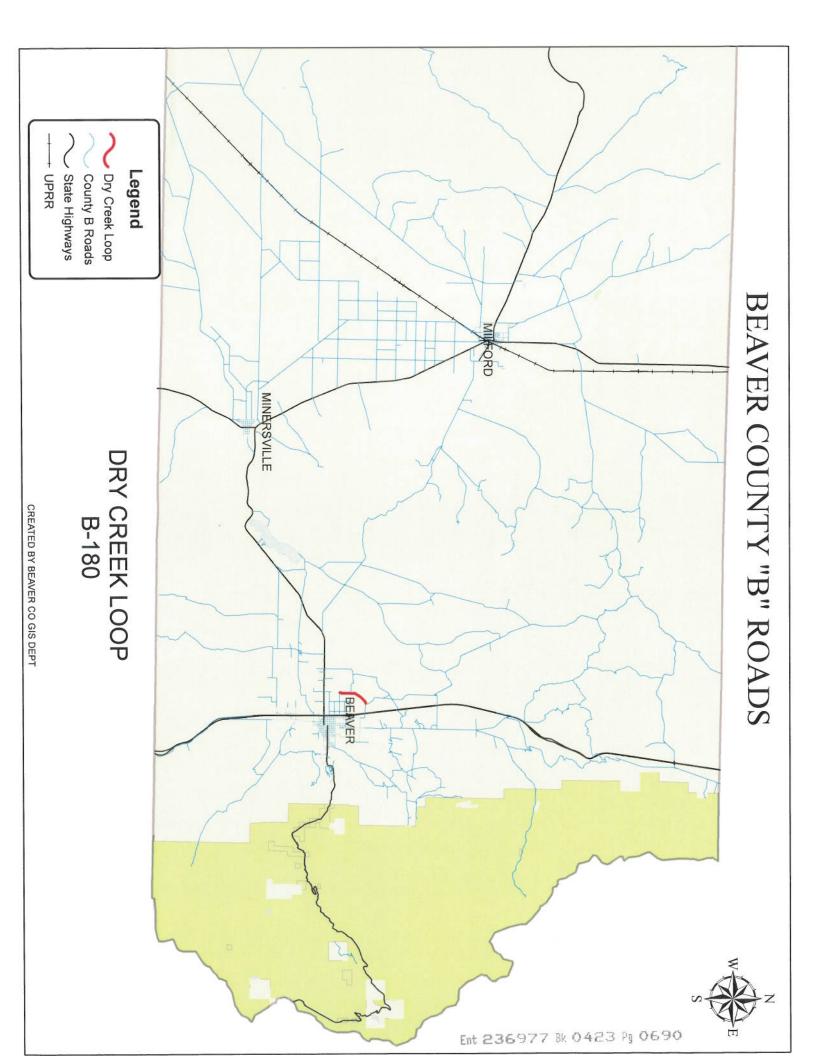


Exhibit B

Beginning & Ending Points and Township, Range, and Section References For:

Popular Name: DRY CREEK LOOP

County: Beaver

County Road Number: B-180

State Geographic Information Database (SGID) Road Identification Number: RD010070.

Total Road Length: 1.36 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 17 minutes 37.81 seconds North Latitude and -112 degrees 40 minutes 18.85 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,304,080.8 feet and Y = 10,437,106.3 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 18 minutes 17.68 seconds North Latitude and -112 degrees 39 minutes 21.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,308,708.6 feet and Y = 10,441,081.7 feet based on the US Survey Foot conversion.

This road may traverse:

Township 29 South Range 7 West, Section(s) 8,9,17, Salt Lake Base & Meridian